

have met and negotiated supplemental labor agreements which cover certain local conditions of employment through June 30, 1983 in the Department of Buildings and Safety Engineering (Local 2394-H), Zoological Park Department (Local 542), the Office of the Ombudsman (Local 2799), and the Department of Transportation (Local 214);

NOW, THEREFORE, BE IT

RESOLVED, That the master agreement between the City of Detroit and the Association of Professional Construction Inspectors be and the same is approved and confirmed in accordance with the foregoing communication; and be it further

RESOLVED, That the supplemental labor agreements between Michigan Council 25 of the American Federation of State, County and Municipal Employees, AFL-CIO and the Department of Buildings and Safety Engineering (Local 2394-H), Zoological Park Department (Local 542), the Office of the Ombudsman (Local 2799) and the Department of Transportation (Local 214) be and the same are hereby approved and confirmed in accordance with the foregoing communication.

Adopted as follows:

Yeas — Council Members Cleveland, Cockrel, Eberhard, Kelley, Mahaffey, McFadden, Rogell, and President Henderson — 8.

Nays — None.

#### Department of Public Works

June 12, 1981

Honorable City Council:

Re: Frank's Nursery Distributors, Inc., Spur Track.

Under date of November 1, 1966, J.C.C. Page 3059, your Honorable Body approved the maintenance of a spur track in the name of Frank's Nursery Distributors, Inc., across Hildale east of Mt. Elliott and west of and connected with the Michigan Central Railroad.

We were notified by the grantee that said spur track had been removed from public property. Investigation by this Department revealed that the track no longer encroaches on public property.

We, therefore, request that Your Honorable Body rescind its grant, and that the Finance Department be directed to release the bond for the above spur track in accordance with established procedures and that permit 1-126 be cancelled.

Respectfully submitted,

JAMES W. WATTS,  
Director

By Council Member Mahaffey:

RESOLVED, That Council grant to Frank's Nursery Distributors, Inc., made on November 1, 1966, J.C.C. Page 3059, be rescinded and that the Finance Department release the bond on file in accordance with established procedures and that permit 1-126 be cancelled.

Adopted as follows:

Yeas — Council Members Cleveland, Cockrel, Eberhard, Kelley, Mahaffey, McFadden, Rogell, and President Henderson — 8.

Nays — None.

#### Department of Public Works

Honorable City Council:

Re: Petition No. 3262, Evening News Association. Conversion to Easement of the alley in the block bounded by Fourth, Third, Fort, and Lafayette.

The above petition requests the conversion of the above described public alley, 20 feet wide, into an easement for public utilities.

The requested conversion into easement for public utilities was approved by the Community and Economic Development Department. The petition was then referred to us for investigation and report. Our report, accompanied by the original petition, is as follows:

All City departments and privately-owned utility companies reported that they will be unaffected by the conversion to an easement of said alley or that they have reached satisfactory agreements with the petitioner regarding their installation therein.

The adoption of the attached resolution is recommended.

Respectfully submitted,

LOUIS W. KLEI,  
City Engineer

Approved:

JAMES W. WATTS,  
Director

By Council Member Mahaffey:

RESOLVED, That all that part of the east-west alley, 20 feet wide, in the block bounded by Fourth, Third, Fort, and Lafayette, abutting the rear line of Lots 1 to 12 of Block 23 of the Subdivision of the Cass Farm lying between Chicago Road and Fort Street recorded in Liber 12, Page 324, City Records,

Be and the same is hereby vacated as a public alley and is hereby converted into a public easement of the full width of the alley, which easement shall be subject to the following covenants and agreements, uses, reservations and regulations, which shall

be observed by the owners of the lots abutting on said alley and by their heirs, executors, administrators and assigns, forever to wit:

FIRST, said owners hereby grant to and for the use of the public an easement or right of way over said vacated public alley hereinabove described for the purposes of maintaining, installing, repairing, removing, or replacing public utilities such as water mains, sewers, gas lines or mains, telephone, electric light conduits or poles or things usually placed or installed in a public alley in the City of Detroit, with the right to ingress and egress at any time to and over said easement for the purpose above set forth,

SECOND, said owners for their heirs and assigns further agree that no buildings or structures of any nature whatsoever including but not limited to concrete slabs or driveways, retaining or partition walls (except necessary line fence) shall be built or placed upon said easement, nor any change of surface grade made, without prior approval by the Department of Public Works.

THIRD, that if at any time in the future the owners of any lots abutting on said vacated alley shall request the removal and/or relocation of any existing poles or other utilities in said easement, such owners, upon whose property the poles or other utilities are located pay all costs incidental to such removal and/or relocation, unless such charges are waived by the utility owners,

PROVIDED FURTHER, that if any utility located or to be located in said property shall break or be damaged as a result of any action on the part of the petitioner or assigns (by way of illustration but not limitation), such as storage of excessive weights of materials or construction not in accordance with Section 2, mentioned above, then in such event the petitioner or assigns shall be liable for all costs incidental to the repair of such broken or damaged utility.

Adopted as follows:

Yeas — Council Members Cleveland, Cockrel, Eberhard, Kelley, Mahaffey, McFadden, Rogell, and President Henderson — 8.

Nays — None.

**Recreation Department**

May 29, 1981

Honorable City Council:

Pursuant to the provision of Ordinance 4-H and at the direction of the hearing officer as therein provided, our Department in 1978 caused the removal of diseased and dangerous

trees on private property at 17425 Lahser, a/k/a Ward 22 Item 113703.002L.

A portion of this property appears to be in the backyard of 17363 Redford Ave., a/k/a Ward 22 Item 14194-5. Only after the trees were removed did the Recreation Department discover that the property is assessed to the Lahser address.

As the billing was done in error we respectfully request adoption of the following resolution cancelling that portion of Assessment Role RUC 204 DT pertaining to this property.

Respectfully submitted,  
DANIEL H. KRICHBAUM,  
Director

By Council Member Cockrel:

Resolved, That the portion of assessment Role RUC 204 DT approved by Council on October 17, 1979 and known as Ward 22 Item 14194-5 a/k/a 17363 Redford Ave. is hereby cancelled.

Adopted as follows:

Yeas — Council Members Cleveland, Cockrel, Eberhard, Kelley, Mahaffey, McFadden, Rogell, and President Henderson — 8.

Nays — None.

**Recreation Department**

May 29, 1981

Honorable City Council:

Pursuant to the provision of Ordinance 4-H and at the direction of the hearing officer as therein provided, our Department in 1978 contracted for the removal of a diseased and dangerous tree on private property at 18474 Patton, a/k/a Ward 22 Item 104126. Prior to its removal by the contractor, the homeowner had it removed himself, without our knowledge.

Inadvertently, the Recreation Department billed Veteran's Administration for the work, and was paid. As this payment was in error, we respectfully request adoption of the following resolution cancelling that portion of Assessment Role RUC 204 DT pertaining to this property.

Respectfully submitted,  
DANIEL H. KRICHBAUM,  
Director

By Council Member Cockrel:

Resolved, that the portion of Assessment Role RUC 204 DT approved by Council on October 17, 1979, and known as Ward 22 Item 104126 a/k/a 18474 Patton, is hereby cancelled.

Adopted as follows:

Yeas — Council Members Cleveland, Cockrel, Eberhard, Kelley, Mahaffey, McFadden, Rogell, and President Henderson — 8.

Nays — None.